

**Amendments in the Claims:** (struck-through parts deleted and underlined parts added)

1. (currently amended) A ~~hat mountable flag and hat combination device for removably positioning on a hat, said device~~ comprising:

a baseball cap having a brim and apex having a button attached thereto;

5 a rod being elongated and having a first end and a second end, said rod having a break therein such that a first section and a second section of said rod is defined, a coupler being attached to said first and second sections for pivotally coupling said first and second sections together such that an angle between said first and second sections may selectively be chosen,  
10 said coupler including a first portion attached to said first section and a second portion attached to said second section, a pin extending through and pivotally coupling together said first and second portions, each of said first and second portions having an inner surface having teeth thereon such that said first and second portions are frictionally coupled together, said  
15 angle being generally from 45 degrees to 180 degrees;  
a flag being mounted on said rod; and  
a fastener being attached to said second end of said rod for removably attaching said rod to the hat.

20 Claims 2 and 3 (cancelled)

4. (original) The device of claim 1, wherein said flag comprises a rigid material and extends outwardly away from said rod.

25 5. (previously presented) The device of claim 4, wherein said fastener includes a U-shaped clip having a pair of legs and a central section extending between said legs, said rod being attached to one of said legs such that a longitudinal axis of said rod extends through each of said legs.

30 6. (original) The device of claim 1, wherein said fastener includes a U-shaped clip having a pair of legs and a central section extending between said legs, said

rod being attached to one of said legs such that a longitudinal axis of said rod extends through each of said legs.

7. (original) The device of claim 1, wherein said fastener includes a plate attached to said rod, said plate being positioned in a plane orientated generally perpendicular to a longitudinal axis of said rod, said plate having a peripheral edge having a slot extending therein.

Claim 8 (cancelled)

9. (currently amended) A hat-mountable flag and hat combination device for removably positioning on a hat, said device comprising:

a rod being elongated and having a first end and a second end, said rod having a break therein such that a first section and a second section of said rod is defined, a coupler being attached to said first and second sections for pivotally coupling said first and second sections together such that an angle between said first and second sections may selectively be chosen, said angle being generally from 45 degrees to 180 degrees;

a flag being mounted on said rod, said flag being positioned generally adjacent to said first end of said rod, said flag comprising a rigid material and extending outwardly away from said rod; and

a fastener being attached to said second end of said rod for removably attaching said rod to the hat, said fastener including a U-shaped clip having a pair of legs and a central section extending between said legs, said rod being attached to one of said legs such that a longitudinal axis of said rod extends through each of said legs.

Claims 10-13 (cancelled)